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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/576,052	11/01/2006	Paul William Glue	33427-US-PCT	6943

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EXAMINER

SPIVACK, PHYLLIS G

ART UNIT

PAPER NUMBER

1614

MAIL DATE

DELIVERY MODE

04/06/2009

PAPER

Please find below and/or attached an Office communication concerning this application or proceeding.

The time period for reply, if any, is set in the attached communication.

Interview Summary

Application No.

10/576,052

Applicant(s)

GLUE ET AL.

Examiner

Phyllis G. Spivack

Art Unit

1614

All participants (applicant, applicant's representative, PTO personnel):

(1) Phyllis G. Spivack.(3) David J. Roper.(2) Ardin H. Marschel, Ph.D.

(4) ____.

Date of Interview: 01 April 2009.

Type: a) ☒ Telephonic b) ☐ Video Conference
c) ☐ Personal [copy given to: 1) ☐ applicant 2) ☐ applicant's representative]

Exhibit shown or demonstration conducted: d) ☐ Yes e) ☐ No.

If Yes, brief description: ____.

Claim(s) discussed: 1-8.

Identification of prior art discussed: Doi et al., US 2004/0058914.

Agreement with respect to the claims f) ☐ was reached. g) ☒ was not reached. h) ☐ N/A.

Substance of Interview including description of the general nature of what was agreed to if an agreement was reached, or any other comments: Mr. Roper initiated a telephone interview to discuss the outstanding rejection of record under 35 U.S.C. 103. The Examiner pointed out paragraph 393 on page 20 of the reference, wherein the elected specie DNK 333 is defined as a NK1-NK2 dual antagonist that may be administered alone. Accordingly, an amendment replacing "comprises" with - consisting of - will not obviate the rejection.

(A fuller description, if necessary, and a copy of the amendments which the examiner agreed would render the claims allowable, if available, must be attached. Also, where no copy of the amendments that would render the claims allowable is available, a summary thereof must be attached.)

THE FORMAL WRITTEN REPLY TO THE LAST OFFICE ACTION MUST INCLUDE THE SUBSTANCE OF THE INTERVIEW. (See MPEP Section 713.04). If a reply to the last Office action has already been filed, APPLICANT IS GIVEN A NON-EXTENDABLE PERIOD OF THE LONGER OF ONE MONTH OR THIRTY DAYS FROM THIS INTERVIEW DATE, OR THE MAILING DATE OF THIS INTERVIEW SUMMARY FORM, WHICHEVER IS LATER, TO FILE A STATEMENT OF THE SUBSTANCE OF THE INTERVIEW. See Summary of Record of Interview requirements on reverse side or on attached sheet.

/Phyllis G. Spivack/
Primary Examiner, Art Unit 1614